AO91 (Rev. 12/03) Criminal Complaint Felony AUSA

United States District Court Southern District of Texas FILED FEB 9 2017 David J. Bradley, Clerk of Court

UNITED STATES DISTRICT COURT

Southern District Of Texas Brownsville Division

UNITED STATES OF AMERICA
vs.

Roberto Alejandro GARATE-Garcia
A097 679 356 Mexico

CRIMINAL COMPLAINT

Case Number: B-17- MJ-237

I, the undersigned complainant state that the following is true and correct to the best of my knowledge and belief. On or about February 08, 2017 in Cameron County, in the Southern District Of Texas defendant(s) an alien who had previously been denied admission, excluded, deported, or removed, knowingly and unlawfully was present in the United States having been found in Cameron County, Texas, the said defendant having not obtained the consent of the Attorney General or the Secretary of the Department of Homeland Security to reapply for admission into the United States,

in violation of Title 8 United States Code, Section(s) 1326(a)(1)/(b)(1)

I further state that I am a(n) Border Patrol Agent and that this complaint is based on the following facts:

The defendant was encountered by Border Patrol Agents conducting Linewatch operations near Brownsville, Texas on February 8, 2017. The defendant is a citizen and national of Mexico who was previously deported, excluded or removed from the United States on April 29, 2016. The defendant was convicted of Unlawful Possession with Intent to Deliver a Controlled Substance, To-Wit: Heroin on February 21, 2014. Record checks revealed that the defendant has not applied for permission from the proper Authorities to re-enter the United States.

Defendant had $180.00 U.S. dollars and $50.00 Mexican pesos in his possession at time of arrest.

Continued on the attached sheet and made a part of this complaint: ☐ Yes ☒ No

Signature of Complainant

Carlos Guzman Border Patrol Agent
Printed Name of Complainant

Sworn to before me and signed in my presence,

February 09, 2017 at Brownsville, Texas
Date City/State

Ronald G. Morgan U.S. Magistrate Judge
Name of Judge Title of Judge

Signature of Judge